ALLEN RUBY (SBN 47109)
allen.ruby@skadden.com
RAOUL D. KENNEDY (SBN 40892)
raoul.kennedy@skadden.com
SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP
525 University Avenue, Suite 1400
Palo Alto, California 94301
Telephone: (650) 470-4500
Facsimile: (650) 670-4570

Attorneys for Plaintiff
INTUITIVE SURGICAL, INC.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

ILLINOIS UNION INSURANCE COMPANY, an Illinois corporation, Plaintiff, v. INTUITIVE SURGICAL, INC., a Delaware corporation, Defendant.	CASE NO.: 3:13-cv-04863-JST (JCS) **NOTICE OF SETTLEMENT BETWEEN ILLINOIS UNION INSURANCE COMPANY AND INTUITIVE SURGICAL, INC.** Complaint Filed: October 21, 2013
INTUITIVE SURGICAL, INC., a Delaware corporation, Plaintiff, v. ILLINOIS UNION INSURANCE COMPANY, an Illinois corporation; NAVIGATORS SPECIALTY INSURANCE CO., a Delaware corporation, Defendants.	CASE NO.: 3:15-cv-04834-JST (JCS) Complaint Filed: October 20, 2015 Judge: Honorable Jon S. Tigar Trial Date: June 19, 2017

Intuitive Surgical, Inc. ("Intuitive") and Illinois Union Insurance Company ("Illinois Union," collectively, the "Parties") advise the Court that: (1) over the noon hour today all litigation between the Parties, including all litigation in the above-captioned actions, Case No. 3:13-cv-04863-JST and Case No. 3:15-cv-04834-JST (the "Action"), settled; (2) the settlement is confirmed in exchanges of emails today between attorneys of record Thomas Jones of Cozen O'Connor for Illinois Union and Allen Ruby of Skadden, Arps, Slate Meagher & Flom LLP for Intuitive; (3) these emails embrace all material terms of the settlement; (4) the settlement is not contingent upon any further negotiations or the resolution of any remaining issues; and (5) the Parties have agreed to complete all necessary documentation and payments, including the filing of dismissals with prejudice, not later than June 15, 2017.

Accordingly, as the Parties are mindful of Section H of the Court's Standing Order for Civil Jury Trials pertaining to continuances and settlements, Intuitive and Illinois Union respectfully request guidance from the Court with respect to pending Court proceedings, the pending trial date, and any other dates and deadlines scheduled. At present, the Pretrial Conference is set for May 26, 2017, at 2:00 p.m.

Dated: May 25, 2017 COZEN O'CONNER

/s/ Charles Wheeler

Attorney for Illinois Union Insurance Company
Charles Wheeler

Dated: May 25, 2017 SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

/s/ Allen Ruby

Attorney for Intuitive Surgical, Inc.
Allen Ruby

Pursuant to Civil Local Rule 5-1(i), the filer attests that concurrence in the filing of this document has been obtained from the signatories above.

/s/ Allen Ruby